

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON SEPTEMBER 17, 2008, WITH THE FOLLOWING MEMBERS PRESENT: ROBERT L. PROUD, PRESIDENT, MARY C. WALKER, VICE PRESIDENT AND R. SCOTT CROSWELL III, MEMBER. THE MEETING WAS CALLED TO ORDER SHORTLY AFTER 1:00 P.M. BY THE PRESIDENT OF THE BOARD WITH THE PLEDGE OF ALLEGIANCE TO OUR FLAG.

LET THE RECORD SHOW: Beth Nevel, Director, Department of Public Safety Services, addressed the Board of County Commissioners and provided an update of the current conditions within Clermont County in and as it relates to the widespread damage and power outages as a result of the high wind storm event that occurred on Sunday, September 14, 2008. Updates were also provided by Wade Grabowski, Director, Facilities Management Department, on the operational conditions at the County facilities and Tom Yeager, Director of Utilities, Clermont County Sewer District, on the status of the County Waterworks/Wastewater Systems. Tim McCartney, Director, Department of Job and Family Services, provided a brief overview of two financial assistance programs, the *Food Stamps/Food Loss Program* and *Disaster Assistance for Families Program*, available to eligible low income residents to assist with home damage and food loss for those impacted by the storm; however, he stated limited funds are available. (DC# 08-0917-002)

**IN RE: BOARD OF COUNTY COMMISSIONERS...PROCLAMATION...
“WORKFORCE SERVICES MONTH” IN CLERMONT COUNTY,
OHIO...08-0912-001...ADOPTED**

Moved by Mr. Proud, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation that the Board of County Commissioners, Clermont County, Ohio, issue a Proclamation designating the month of September 2008 to be “Workforce Services Month” in Clermont County, Ohio.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mrs. Walker, Yes; Mr. Croswell, Yes.

**IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER
156-08/PAYMENT OF BILLS...ADOPTED**

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation that the Board of County Commissioners adopt Resolution Number **156-08** resolving to approve payment to vendors as set forth in the General Ledger Distribution Report(s) presented by the County Auditor 09/16/08 in the total amount of \$2,467,764.38, and further authorizing the County Auditor to issue warrants for same pursuant to Section 319.16 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

**IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...REQUEST FOR AN
EXTENSION OF TIME FOR THE EXPIRATION OF PROPOSALS FOR**

DEPOSITORY AND BANKING SERVICES FOR SAME...08-0620-005...APPROVED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Tim McCartney, Director, Department of Job and Family Services, with the concurrence of David L. Spinney, County Administrator, to extend the time for expiration of proposals for Depository and Banking Services for the Clermont County Department of Job and Family Services/Child Support Enforcement Division, from 09/22/08 to 10/22/08.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING WITH THE BOARD OF CLERMONT COUNTY COMMISSIONERS, ON BEHALF OF THE CLERMONT TRANSPORTATION CONNECTION, FOR THE PURCHASE OF A VAN FOR TRANSPORTATION SERVICES FOR NON EMERGENCY TRANSPORTATION (NET) ELIGIBLE CUSTOMERS FOR SAME...07-1119-001...APPROVED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Tim McCartney, Director, Department of Job and Family Services, with the concurrence of David L. Spinney, County Administrator, to execute an Amendment to the Memorandum of Understanding by and between the Department of Job and Family Services and the Board of Clermont County Commissioners, on behalf of the Clermont Transportation Connection, previously ratified by the Board of County Commissioners on 11/28/07, for the purchase of a van for transportation services for Non Emergency Transportation (NET) eligible customers, at the rate of \$611.11 for 35 months and \$611.15 for one month, for a total purchase price not to exceed \$22,000.00, and to decrease the cost of trips to be provided by the van from \$26.72 to \$25.37, effective 09/17/08, with all other terms and conditions of the original Memorandum of Understanding to remain in full force and effect.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

IN RE: DEPARTMENT OF HUMAN RESOURCES...AGREEMENT WITH BETHESDA HEALTHCARE, INC. (DBA CONCERN SERVICES) FOR THE PROVISION OF THE CONCERN EMPLOYEE ASSISTANCE PROGRAM AND WORKLIFE SERVICES FOR SAME...08-0905-002...EXECUTED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Robert Sander, Director, Human Resources Department, with the concurrence of David L. Spinney, County Administrator, to execute an Agreement by and between the County of Clermont, Ohio, and Bethesda Healthcare, Inc. (dba Concern Services), 8280 Montgomery Road, Suite 101, Cincinnati, Ohio 45236 for the provision of the Concern Employee Assistance Program and Worklife Services, at the rate of \$1,626.90 per month based on an average enrollment of 1320 employees, for an estimated amount not to exceed \$9,761.40,

effective 07/01/08 through 12/31/08, pursuant to the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

**IN RE: CLERMONT COUNTY SEWER DISTRICT....GRANT OF SEWER
EASEMENT WITH RIGHT OF RE-ENTRY FOR REPAIR AND
REPLACEMENT HERETOFORE GRANTED AND CONVEYED TO THE
COUNTY OF CLERMONT, OHIO, RELATIVE TO THE
CONSTRUCTION OF A SEWER PROJECT BY DG/OHIO II, LLC
LOCATED IN TATE TOWNSHIP...08-0905-005...RATIFIED**

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Carole S. Schulze, Program Manager, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Sewer District, to accept the following Grant of Sewer Easement with Right of Re-Entry for Repair and Replacement heretofore granted and conveyed to the County of Clermont, Ohio, for utility purposes of constructing, operating, maintaining, repairing, replacing and removing, or reinstalling and periodically servicing an interceptor tank, sewer collection lines, (laterals from interceptor tank to public right-of-way), clean outs and all incidental fixtures including, where applicable, electrical service components above and below grade with an electrical control box mounted on the exterior wall of the structure required for the collection and transportation of sewage in, on, under and across the property of the Grantor, relative to the construction of a sewer project by DG/Ohio II, LLC, located in Tate Township and to authorize the execution of the Plat of Easement as designated, in and as it relates thereto:

| Grantor | Parcel Number | Compensation |
|------------------------------------------------------------------------------------------------------------------------------------------------------|---------------|--------------------|
| DG/Ohio II, LLC 250 Grandview Drive Fort Mitchell, Kentucky 41017 Property Location: 3465 St. Rt. 125 Record Plat Number 629-2598 | 32-30-23E-230 | Perm \$0.00 |

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

**IN RE: CLERMONT COUNTY SEWER DISTRICT...MAINTENANCE BONDS
AS SURETY FOR THE INSTALLATION OF WATER AND SANITARY
SEWER MAIN EXTENSIONS FOR SAME...08-0905-006...EXECUTED**

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Lyle G. Bloom, P.E., Sanitary Engineer, with the concurrence of Thomas C. Yeager, Director of Utilities, Clermont County Sewer District, to execute Maintenance Bonds in the amounts outlined below as surety for the installation of Water and Sanitary Sewer Main Extensions to serve the following location within Batavia Township:

| Location | Township | Water Bond | Sewer Bond |
|--------------------------------------------|----------|-------------|-------------|
| West Ohio Pike Shoppes 1264 St. Rt. 125 | Batavia | \$1,000.00* | \$1,000.00* |
| *Secured by Official Check Numbers | | | |

| | | | |
|-------------------------------------------------------------------------------------------------------------------------------------------------|--|--|--|
| 253987 and 253986 issued on 07/17/08 by Park National Bank of Southwest Ohio and Northern Kentucky, 400 Technecenter Drive, Milford, Ohio 45150 | | | |
|-------------------------------------------------------------------------------------------------------------------------------------------------|--|--|--|

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: CLERMONT COUNTY SEWER DISTRICT...RELEASE OF MAINTENANCE BONDS AS SURETY FOR THE INSTALLATION OF SANITARY SEWER MAIN EXTENSIONS AND ACCEPTANCE OF SAME INTO THE COUNTY SEWER SYSTEM...APPROVED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Lyle G. Bloom, P.E., Sanitary Engineer, with the concurrence of Thomas C. Yeager, Director of Utilities, Clermont County Sewer District, to authorize the release of Maintenance Bonds which provided surety for the installation of sanitary sewer main extensions to serve the following subdivisions/locations and to accept said sewer main extensions into the County Sewer System pursuant to the Clermont County Sewer District Rules and Regulations:

| Subdivision/Location | Township/Village | Sewer Bond |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------|--------------|
| Bethel Church of Christ State Route 125 Right-of-Way DC# 07-0912-001 | Tate | \$12,900.00 |
| Liberty Crossing Subdivision Section 1 DC# 05-1214-006 | Union | \$11,000.00 |
| 575 Old Orchard Drive DC# 07-1130-003 | Union | \$ 1,000.00 |
| Wetherby Farms Subdivision Section 6A DC# 07-0924-007 | Union | \$17,500.00 |
| Woodside Park Subdivision Section 2A DC# 07-1005-004 *Secured by Irrevocable Standby Letter of Credit Number SCL014119 issued on 09/24/07 by National City, Global Trade Services #7537, Standby Letter of Credit Department, P.O. Box 5101, Cleveland, Ohio 44101-0101 | Amelia Village | \$ 3,200.00* |

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

IN RE: COUNTY ENGINEER...TEMPORARY AND/OR UTILITY EASEMENTS HERETOFORE GRANTED AND CONVEYED TO THE COUNTY OF CLERMONT, OHIO, FOR PROJECT NUMBER BA-14-01 RELATIVE TO THE SR 125 AT AMELIA OLIVE BRANCH ROAD INTERSECTION IMPROVEMENT PROJECT LOCATED IN BATAVIA TOWNSHIP...08-0905-004...ACCEPTED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to accept the following Temporary and/or Utility Easements heretofore granted and conveyed to the County of Clermont, Ohio, for roadway, drainage and/or utility purposes necessary for Project Number BA-14-01 relative to the SR 125 at Amelia Olive Branch Road Intersection Improvement Project located within Batavia Township, and to authorize the County Auditor to remit payment as compensation for the Temporary and/or Utility Easements and Rights-of-Way granted thereby and/or Repairs relative thereto:

| Grantor | Parcel Number | Compensation |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------|--------------------------------------------|
| Edward C. Nurre and Deborah L. Nurre Co-Trustees of the Edward C. Nurre Trust Dated 06/07/05 3460 Ballymore Court Cincinnati, Ohio 45245 Property Location: 177 W. Main Street | 05-01-02.-037 | Temp \$ 300.00 |
| Mongenas Management, Inc 1181 Sherwood Lane New Richmond, Ohio 45157 Property Location: 1361 SR 125 | 28-28-07A-148 | Temp \$1,817.00 Repairs \$ 800.00 |
| Amelia Center, LLC 1369 State Route 125 Amelia, Ohio 45102 | 28-28-07A-164 | Temp \$4,413.00 Utility \$ 349.00 |

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: COUNTY ENGINEER...REQUEST TO ADVERTISE FOR BIDS FOR PROJECT NUMBER LS-02-08 RELATIVE TO THE BEECHWOOD ROAD AND BRANCH HILL LOVELAND LANDSLIDE STABILIZATION PROJECT LOCATED IN UNION AND MIAMI TOWNSHIPS, RESPECTIVELY...08-0905-003...APPROVED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to approve the request to advertise for bids for Project Number LS-02-08 relative to the Beechwood Road and Branch Hill Loveland Landslide Stabilization Project located in Union and Miami Townships, respectively, pursuant to the plans and specifications therefore, and to authorize the Clerk of the Board to place a Legal Notice in a newspaper of general circulation on 09/25/08, with bids to be received therefore until **2:00 P.M. Local Time on Thursday, 10/09/08**, in the Office of the Board of County Commissioners, 101 East Main Street, Batavia, Ohio 45103-2960, where they will be publicly opened and read aloud shortly thereafter. This notice is also posted on Clermont County’s internet site.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

IN RE: COUNTY ENGINEER...REQUEST FOR A TEMPORARY DETOUR TO THROUGH TRAFFIC ON BAUER ROAD AND OLD SR 32 IN BATAVIA TOWNSHIP...08-0910-005...APPROVED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to authorize a temporary detour to through traffic on Bauer Road and Old SR 32 in Batavia Township for the period of **Monday, 09/22/08, through Friday, 10/24/08**, for roadway improvements for Project Number BA-17-05 relative to the Old SR 32 and Bauer Road Roadway Improvements Project, with the understanding that the appropriate barriers and detour signs will be maintained during the afore stated temporary detour along an alternate route by the appropriate law enforcement agency therefore, pursuant to Section 5543.17 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: COUNTY ENGINEER...TERRACE RIDGE SUBDIVISION/UNION TOWNSHIP...RESOLUTION NUMBERS 157-08 THROUGH 159-08/RESOLUTIONS AUTHORIZING THE CONVERSION OF COMBINED PERFORMANCE-MAINTENANCE BONDS FOR SAME...ADOPTED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to adopt Resolution Numbers **157-08 through 159-08** to convert the Combined Performance-Maintenance Bonds in the amounts listed below, for the construction of streets in the stated lengths within the following subdivision located in Union Township, from the performance bond phase to the maintenance bond phase effective as of the date of conversion thereof:

| Subdivision | Performance-Maintenance Bond | Street/Length (miles) |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------|
| Terrace Ridge Subdivision Section One, Block A and B Union Township Resolution Number 157-08 DC# 04-0409-005 *Secured by Irrevocable Standby Letter of Credit Number S567601 issued by LaSalle Bank, N.A., Global Trade Advisory, 540 West Madison, 26 th Floor, Chicago, IL 60661 | \$140,000.00/\$27,000.00* | Terrace Trace Court (0.070) Miami View Trails (0.348) Miami Hills Drive (0.197) Terrace Ridge Drive (0.257) Terrace Hill Trail (0.273) |
| Terrace Ridge Subdivision Section Two/Block A Union Township Resolution Number 158-08 DC# 06-0130-004 *Secured by Irrevocable Standby Letter of Credit Number 435 with Amendment Number 1 issued by The Bank of Kentucky, P.O. Box 17600, Crestview Hills, Kentucky 41017-0600 | \$43,000.00/\$14,000.00* | Miami View Trails (0.03) Terrace Ridge Drive (0.25) |
| Terrace Ridge Subdivision Section Two/Block B1 Union Township Resolution Number 159-08 DC# 06-0707-001 | \$26,000.00/\$10,000.00 | Miami View Trails (0.06) East View Drive (0.15) |

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

**IN RE: COUNTY ENGINEER...STONEHAVEN AT LEGENDARY RUN
SUBDIVISION/PIERCE TOWNSHIP...RECORD PLAT NUMBER 629-
2599 FOR THE REPLAT OF LOT NUMBER 10 WITHIN SAME...08-0908-
002...EXECUTED**

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to execute Record Plat Number **629-2599** for the Replat of Lot Number 10 in the following subdivision within Pierce Township, with no Performance-Maintenance Bond for public improvements required therefore:

| Subdivision | Record Plat Number | Reason for Replat |
|---------------------------------------------------------------------------------------|--------------------|-----------------------------|
| Replat of Lot Number 10 Stonehaven at Legendary Run Subdivision Pierce Township | 629-2599 | To create new Lot Number 22 |

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

**IN RE: COUNTY ENGINEER...VISTA MEADOWS PD SUBDIVISION/SECTION
ONE/BLOCK B/BATAVIA TOWNSHIP...RECORD PLAT NUMBER 629-
2600 AND COMBINED PERFORMANCE-MAINTENANCE BOND, AS
WELL AS, PERFORMANCE BOND FOR SIDEWALKS AS SURETY FOR
SAME...08-0912-002...EXECUTED**

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to execute Record Plat Number **629-2600** for the following subdivision within Batavia Township, and further to execute the Combined Performance-Maintenance Bond, as well as, Performance Bond for Sidewalks as surety for same relative to the construction of the below listed street:

| Subdivision | Performance-Maintenance Bond | Sidewalk Bond | Street/Length (miles) |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------|---------------|-------------------------------|
| Vista Meadows PD Subdivision Section One/Block B Batavia Township *Secured by Irrevocable Standby Letter of Credit Numbers 20273-30 and 20273-25 issued on 08/20/08 by Centerbank, Main Office, P.O. Box 990, 744 State Route 28, Milford, Ohio 45150 | \$15,000.00/\$10,000.00* | \$13,000.00* | Vista Meadows Drive (0.13) |

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

**IN RE: CLERMONT COUNTY SEWER DISTRICT...VISTA MEADOWS PD
SUBDIVISION/SECTION ONE/BLOCK B/BATAVIA TOWNSHIP...
MAINTENANCE BONDS AS SURETY FOR THE INSTALLATION OF
WATER AND SANITARY SEWER MAIN EXTENSIONS FOR
SAME...08-0902-004...EXECUTED**

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Lyle G. Bloom, P.E., Sanitary Engineer, with the concurrence of Thomas C. Yeager, Director of Utilities, Clermont County Sewer District, to execute Maintenance Bonds in the amounts outlined below as surety for the installation of Water and Sanitary Sewer Main Extensions to serve the following subdivision within Batavia Township:

| Subdivision | Water Bond | Sewer Bond |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------|-------------|
| Vista Meadows PD Subdivision Section One/Block B Batavia Township *Secured by Irrevocable Standby Letter of Credit Numbers 20273-20 and 20273-15 issued on 08/20/08 by CenterBank, Main Office, P.O. Box 990, 744 State Route 28, Milford, Ohio 45150 | \$1,000.00* | \$1,000.00* |

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

**IN RE: CLERMONT COUNTY COURT OF COMMON PLEAS...SUPPORT
SERVICE AGREEMENT WITH COURTSMART DIGITAL SYSTEMS,
INC. FOR SOFTWARE AND EQUIPMENT MAINTENANCE AND
SUPPORT SERVICES FOR THE COURT’S DIGITAL RECORDING
SYSTEM...08-0905-001...EXECUTED**

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patricia Schwartz, Court Administrator, Clermont County Court of Common Pleas, with the concurrence of David L. Spinney, County Administrator, to execute a Support Service Agreement by and between the County of Clermont, Ohio, and CourtSmart Digital Systems, Inc., 51 Middlesex Street, Suite 128, North Chelmsford, Massachusetts 01863 for software and equipment maintenance and support services for the Court’s Digital Recording System, at a total cost not to exceed \$9,171.00, effective 08/01/08 through 07/31/09, pursuant to the terms and conditions specified therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

**IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER
160-08/RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS
DETERMINED BY THE CLERMONT COUNTY BUDGET
COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES
AND CERTIFYING SAME TO THE COUNTY AUDITOR FOR FISCAL
YEAR 2009...08-0902-003...ADOPTED**

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation to adopt Resolution Number **160-08** resolving to accept the amounts and rates of each tax necessary to be levied on the tax duplicate of Clermont County, Ohio, within and without the ten mill limitation for Fiscal Year 2009 as determined by the Clermont County Budget Commission; to authorize the amounts and rates of each tax necessary to be levied on the tax duplicate of Clermont County, Ohio, within and without the ten mill limitation for Fiscal Year 2009 as determined by the Clermont County Budget Commission; and to certify the amounts and rates of each tax necessary to be levied on the tax duplicate of Clermont County, Ohio, within and without the ten mill limitation for Fiscal Year 2009 as determined by the Clermont County Budget Commission to Linda L. Fraley, County Auditor, effective 01/01/09, pursuant to Section 5705.34 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

**IN RE: HUMAN RESOURCES DEPARTMENT...EXECUTION OF A TUITION
ASSISTANCE APPLICATION FROM A CLERMONT COUNTY
EMPLOYEE...05-0412-002...EXECUTED**

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Robert Sander, Director, Human Resources Department, with the concurrence of David L. Spinney, County Administrator, to execute a Tuition Assistance Application submitted by the following employee for participation in the Clermont County Tuition Assistance Program, pursuant to Section 4.12 of the Clermont County Personnel Policy and Procedures Manual:

| Department/Employee | Class Name |
|------------------------------------------------------|--------------------------|
| Department of Public Safety Services David Specht | PC Hardware – 34CSST 130 |

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

**IN RE: HUMAN RESOURCES DEPARTMENT...EXECUTION OF A TUITION
ASSISTANCE AGREEMENT FROM A CLERMONT COUNTY
EMPLOYEE...07-1022-008...EXECUTED**

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Robert Sander, Director, Human Resources Department, with the concurrence of David L. Spinney, County Administrator, to execute a Tuition Assistance

Agreement submitted by the following employee for participation in the Clermont County Tuition Assistance Program and to authorize reimbursement in the amount as outlined below, pursuant to Section 4.12 of the Clermont County Personnel Policy and Procedures Manual:

| Department/Employee | Class Name | Amount |
|--------------------------------------------------------------------|--------------------|----------|
| Office of Technology, Communications and Security Becky Ober | College Algebra II | \$208.65 |

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

**IN RE: OFFICE OF MANAGEMENT AND BUDGET...REQUEST TO JOIN THE
OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES
COOPERATIVE PURCHASING PROGRAM...08-0911-001...APPROVED**

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of the Office of Management and Budget to approve the request for Countywide membership in the Ohio Department of Administrative Services Cooperative Purchasing Program for State Fiscal Year 2009, with County annual membership renewal effective 10/01/08 through 09/30/09, and to authorize payment of the administrative fee in the amount of \$300.00, pursuant to Sections 125.04 and 325.21 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

**IN RE: CLERMONT COUNTY JUVENILE COURT...REQUEST TO JOIN
PROFESSIONAL ORGANIZATIONS AND AUTHORIZATION FOR
REIMBURSEMENT OF ROUTINE TRAVEL EXPENSES RELATIVE
THERETO...08-0109-001...APPROVED**

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Judge Stephanie Wyler, Clermont County Juvenile Court, with the concurrence of David L. Spinney, County Administrator, to approve the request to join professional organizations and to authorize payment of the annual dues in the amounts outlined below for membership therein, pursuant to Section 325.21 of the Ohio Revised Code and to authorize reimbursement of **routine travel expenses** associated therewith (*excluding expenses for overnight accommodations, meals for more than one day, registration fees, tuition, and/or transportation by common carrier*) pursuant to the policies and procedures of the Board and in compliance with the Annual Appropriations for Fiscal Year 2008 and any and all amendments subsequent thereto:

| Elected Official or Department/Employee | Organization | Annual Dues | Term |
|------------------------------------------------------------------------------|------------------------------------|-------------|---------------------------------|
| Clermont County Juvenile Court Mike Clark Tom DelGrande Mike Rosser | American Correctional Association | \$430.00 | 01/01/08 through 12/31/08 |
| Clermont County Juvenile Court Sarah Johnson Randall Dorsey | Correctional Education Association | \$110.00 | 01/01/08 through 12/31/08 |

| | | | |
|--------------------------------------------------|--------------------------------------------------|----------|---------------------------------|
| | | | |
| Clermont County Juvenile Court Randall Dorsey | The Professional Association in Education | \$52.50 | 01/01/08 through 12/31/08 |
| Clermont County Juvenile Court Tom DelGrande | Ohio Juvenile Detention Directors Association | \$100.00 | 01/01/08 through 12/31/08 |

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

**IN RE: BOARD OF COUNTY COMMISSIONERS...FINANCIAL/BUDGETARY
ACTIONS FOR FISCAL YEAR 2008...APPROVED**

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of the Office of Management and Budget, with the concurrence of David L. Spinney, County Administrator, to approve financial/budgetary actions as they relate to changes in the Annual Appropriation Resolution for Fiscal Year 2008 (Resolution Number 207-07) and/or interfund transactions as outlined in the following table(s) and to authorize Linda Fraley, County Auditor, to properly record same:

TRANSFER OF FUNDS:

| | | | |
|----------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------|--|--|
| \$ 2,000.00 | From General Fund 100-1302-5112 to 100-1302-5200 (Administration Building Mailroom Regular Salary to Fringe Benefits) | | |
| \$ 7,595.23 | From General Fund 100-1308-7000 to 100-1070-5132 (Legislative & Executive Non-Recurring Reim/Transfers/Advances Budget to Board of Elections Retirement Payout) | | |
| \$ 20,000.00 | From Detention Fund 401-1019-6600 to 401-1019-5700 (Capital Outlay to Materials & Supplies) | | |
| \$ 4,200.00 | From Sewer Revenue Fund 602-8530-5112 to 602-8530-5132 (Administration Regular Salary to Retirement Payout) | | |
| \$ 4,500.00 | From Sewer Revenue Fund 602-8530-5118 to 602-8530-5132 (Administration Temporary Salary to Retirement Payout) | | |
| \$ 160,000.00 | From Water Construction Fund 621-8501-6600 to 621-8501-5300 (Capital Outlay to Purchased Services) | | |
| \$ 160,000.00 | From Sewer Construction Fund 651-8511-6600 to 651-8511-5300 (Capital Outlay to Purchased Services) | | |

SUPPLEMENTAL APPROPRIATIONS FOR FISCAL YEAR 2008:

| | | | |
|----------------|-----------------------------------------------|---------------|----------------------|
| \$ 1,152.00 | General Fund – Veterans Service Commission | 100-6220-5700 | Materials & Supplies |
|----------------|-----------------------------------------------|---------------|----------------------|

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

**IN RE: TRAINING AND TRAVEL REQUESTS...REIMBURSEMENT OF
EXPENSES RELATIVE TO SAME...APPROVED**

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to approve the following requests for reimbursement of expenses for training and travel pursuant to the policies and procedures of the Board and in compliance with the Annual Appropriations for Fiscal Year 2008 and any and

all amendments subsequent thereto:

CLERMONT COUNTY MUNICIPAL COURT

Ryan Robe: Seven (7) days – Austin, Texas – 2008 Vista Educational Conference – Total expenses not to exceed \$2,588.00.

Rebecca Carroll: One (1) day – Cincinnati, Ohio – 2008 Clermont County Bar Association Bench Bar Conference – Total expenses not to exceed \$100.00.

CLERMONT COUNTY COURT OF COMMON PLEAS

Jennifer Mitchell: One (1) day – Cincinnati, Ohio – 2008 Clermont County Bar Association Bench Bar Conference – Total expenses not to exceed \$137.50.

CLERMONT COUNTY COURT OF COMMON PLEAS/DOMESTIC RELATIONS DIVISION

Michael Finney: Four (4) days – Columbus, Ohio – Ohio Association of Magistrates 2008 Fall Conference and Annual Meeting – Total expenses not to exceed \$957.25.

CLERMONT COUNTY SEWER DISTRICT

Kevin Saunders: Two (2) days – Dimondale, Michigan – U.S. Environmental Protection Agency Region V Training – Total expenses not to exceed \$233.00.

PROSECUTING ATTORNEY

Roxanne Ingles: One (1) day – Columbus, Ohio – Ohio State Highway Patrol Academy Seminar entitled “Improved Sobriety Testing/Advanced Detection, Apprehension and Prosecution” – Total expenses not to exceed \$117.00.

Elizabeth Mason and Mary Lynne Birk: One (1) day – Sharonville, Ohio – Roetzel and Andress Seminar entitled “Employment Law & Workers Compensation – Legal Update 2008” – Total expenses not to exceed \$58.50.

Daniel Breyer, Robert Herking and Scott Smith: One (1) day – Cincinnati, Ohio – 2008 Clermont County Bar Association Bench Bar Conference – Total expenses not to exceed \$300.00.

DEPARTMENT OF COMMUNITY PLANNING AND DEVELOPMENT

Jim Taylor: Four (4) days – Cambridge, Ohio – Ohio Community Development Conference – Total expenses not to exceed \$477.00.

DEPARTMENT OF PUBLIC SAFETY SERVICES

Beth Nevel: Two (2) days – Reynoldsburg, Ohio – Emergency Management Association of Ohio Fall Directors’ Meeting and Fall Directors’ Seminar – Total expenses not to exceed \$312.12.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: PERSONNEL ACTION FORMS...APPROVED

* THE OFFICIAL RECORD OF PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, RELATIVE TO PERSONNEL ACTIONS IS AVAILABLE FOR PUBLIC INSPECTION UPON REQUEST MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. TO 4:30 P.M. LOCAL TIME.

LET THE RECORD SHOW: That a motion by Mrs. Walker, seconded by Mr. Croswell, to approve the minutes of Work Session of **07/30/08, 08/27/08 and 09/03/08** carried with all members present voting affirmatively thereon.

**IN RE: BUILDING INSPECTION DEPARTMENT...PUBLIC HEARING
RELATIVE TO THE PROPOSED ESTABLISHMENT OF A BOARD OF
BUILDING APPEALS FOR THE COUNTY OF CLERMONT, OHIO...08-
0818-002**

LET THE RECORD SHOW: THAT A PUBLIC HEARING WAS HELD THIS DATE AT 2:00 P.M. IN THE OFFICE OF THE BOARD OF COUNTY COMMISSIONERS, 101 EAST MAIN STREET, BATAVIA, OHIO 45103, FOR THE PURPOSE OF RECEIVING PUBLIC COMMENTS IN FAVOR OF OR IN OPPOSITION TO THE PROPOSED ESTABLISHMENT OF A BOARD OF BUILDING APPEALS FOR THE COUNTY OF CLERMONT, OHIO, PURSUANT TO SECTION 307.37 OF THE OHIO REVISED CODE.

THIS PUBLIC HEARING WAS RECORDED AND VIDEOTAPED AND EITHER/OR ARE AVAILABLE FOR PUBLIC INSPECTION MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. TO 4:30 P.M.

CARL LAMPING, ASSISTANT DIRECTOR, BUILDING INSPECTION DEPARTMENT, PROVIDED THE BOARD OF COUNTY COMMISSIONERS WITH A BRIEF OVERVIEW OF THE PROPOSED ESTABLISHMENT OF A BOARD OF BUILDING APPEALS FOR THE COUNTY OF CLERMONT, OHIO. THE PROPOSED BOARD WILL HEAR AND DECIDE APPEALS OF ORDERS MADE BY THE RESIDENTIAL BUILDING OFFICIAL RELATIVE TO THE *"RESIDENTIAL CODE OF OHIO FOR ONE, TWO AND THREE FAMILY DWELLINGS"*.

NO ONE APPEARED IN OPPOSITION, NOR WERE ANY COMMENTS RECEIVED EITHER IN FAVOR OF, OR IN OPPOSITION TO THE PROPOSED ESTABLISHMENT OF A BOARD OF BUILDING APPEALS.

HAVING NO FURTHER COMMENT TO COME BEFORE THE BOARD OF COUNTY COMMISSIONERS FOR CONSIDERATION THEREOF, THIS PUBLIC HEARING WAS CONCLUDED AT 2:00 P.M. LOCAL TIME WITH A SECOND PUBLIC HEARING TO BE HELD ON WEDNESDAY, SEPTEMBER 24, 2008, AT 2:00 P.M.

LET THE RECORD SHOW: That a motion by Mrs. Walker, seconded by Mr. Croswell, to approve the minutes of Regular Session of **09/17/08** carried with all members present voting affirmatively thereon.

IN RE: ADJOURNMENT...APPROVED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

That the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session at 2:04 P.M. until the next regularly scheduled session to be held at a later date.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

COMMISSIONERS' JOURNAL #302 CLERMONT COUNTY REGULAR SESSION 09/17/08

**BOARD OF COUNTY COMMISSIONERS
CLERMONT COUNTY, OHIO**

**ROBERT L. PROUD, PRESIDENT
MARY C. WALKER, VICE PRESIDENT
R. SCOTT CROSWELL III, MEMBER**

JUDITH KOCICA, CLERK OF THE BOARD

DATE APPROVED – 09/17/08